

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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DEMETRIUS WRIGHT,  
LUIS VELEZ,

Plaintiffs, on behalf of themselves  
and all others similarly situated,

- against -

BRAE BURN COUNTRY CLUB, INC.,  
STEVEN VANDO, individually and as General Manager  
of Brae Burn Country Club,  
MARIA CONTE, individually and as Controller of Brae  
Burn Country Club,

Defendants.  
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08 CV 3172 (DC)

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ECF CASE

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NOTICE OF MOTION FOR  
DEFENDANTS'  
MEMORANDUM OF LAW IN  
SUPPORT OF THEIR  
MOTION FOR SANCTIONS  
PURSUANT TO FED. R. CIV.  
P. 11 AND 28 U.S.C. § 1927

PLEASE TAKE NOTICE that pursuant to Rule 11 of the Federal Rules of Civil Procedure and 28 U.S.C. § 1927, and upon the annexed Declaration of Peter M. Panken, Esq. and the Affidavit of Steven Vando, and all exhibits attached thereto, Defendants Brae Burn Country Club, Inc., Steven Vando, and Maria Conte ("Defendants"), by their attorneys Epstein Becker & Green, P.C., will move this Court before the Honorable Denny Chin as soon as counsel may be heard for an Order granting sanctions against David C. Wims of the Law Office of David Wims.

Dated: August 4, 2008  
New York, New York

EPSTEIN BECKER & GREEN, P.C.

By: /s/ Peter M. Panken

Peter M. Panken

Tracey A. Cullen

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Attorneys for Defendants